

ESTTA Tracking number: **ESTTA750992**

Filing date: **06/08/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                        |   |
|------------------------|---|
| Proceeding             | 92063552  |
| Party                  | Plaintiff<br>LeMans Corporation   |
| Correspondence Address | TARA M VOLD<br>VOLD & WILLIAMSON PLLC<br>8251 GREENSBORO DRIVE, SUITE 340<br>MCLEAN, VA 22102<br>UNITED STATES<br>trademark@vwiplaw.com |
| Submission             | Opposition/Response to Motion   |
| Filer's Name           | TARA M. VOLD  |
| Filer's e-mail         | trademark@vwiplaw.com   |
| Signature              | /tmv/   |
| Date                   | 06/08/2016  |
| Attachments            | LEMA.260USCA - Response to Motion for Additional Time to Respond.pdf(383136 bytes )   |

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

|                     |   |                           |
|---------------------|---|---------------------------|
| LeMans Corporation, | ) | Cancellation No. 92063552 |
|                     | ) | Mark: THORO (Stylized)    |
| Petitioner,         | ) | Reg. No. 3,206,498        |
|                     | ) |                           |
| v.                  | ) |                           |
|                     | ) |                           |
| LeMar Xavier Lewis, | ) |                           |
|                     | ) |                           |
| Respondent.         | ) |                           |
|                     | ) |                           |
|                     | ) |                           |

**RESPONSE TO MOTION FOR ADDITIONAL TIME TO RESPOND**

On June 2, 2016, the Board informed it was unable to effect mailed service of notice of this cancellation proceeding on Lemar Xavier Lewis (“Respondent”). The Board suspended proceedings pending publication in the *Official Gazette*, as prescribed by Trademark Rule 2.118.

On June 6, 2016, Respondent lodged two electronic filings with the Board – (i) a change of address correspondence (which incorrectly repeats the zip code in place of the actual city name “Clermont”); and (ii) a paper entitled “Motion to request more time to respond to cancellation petition num. 92063552” seeking an extension of Petitioner’s June 6<sup>th</sup> Answer deadline noting “I am still seeking legal representation for this proceeding.”

Notwithstanding Respondent’s history of failing to keep an accurate address with the Board and the errors contained in the change of address correspondence, in the interests of cooperation and moving this matter to issue, LeMans Corporation (“Petitioner”) consents to a **one time** extension of the June 6<sup>th</sup> answer deadline by 30 days.

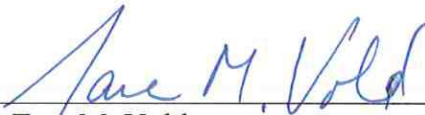
In considering any further extension requests from Respondent, Petitioner asks the Board to recognize that Respondent has used the asserted justification of finding legal counsel multiple times to extend deadlines in connection with related opposition proceedings which are the subject of a pending Motion to Consolidate (see Opp. Nos. 91214578 and 91226723) -- in each case with new counsel withdrawing shortly thereafter.

Respectfully submitted,

LeMans Corporation

Date: June 8, 2016

By:



Tara M. Vold

J. Paul Williamson

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8251 Greensboro Drive, Suite 340

McLean, VA 22102

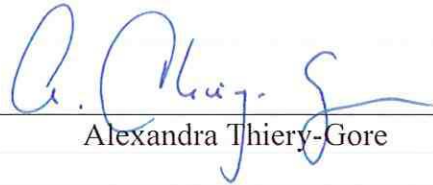
571-395-4630

*Attorneys for Petitioner*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of the foregoing RESPONSE TO MOTION FOR ADDITIONAL TIME TO RESPOND has been served on Respondent on June 8th, 2016 by email and First Class Mail to the following addresses:

LeMar Xavier Lewis  
878 Summit Greens Blvd  
Clermont, FLORIDA 34711  
Email: [lemarlewis@hotmail.com](mailto:lemarlewis@hotmail.com)

  
Alexandra Thiery-Gore